

RECEIVED
CENTRAL FAX CENTERFACSIMILE TRANSMISSION

SEP 06 2005

The information contained in this transmission is privileged and confidential. It is intended only for the use of the individual or entity named below. If the reader of this message is not the intended recipient or the employee or agent responsible for delivering the message to the intended recipient, you are hereby notified that any dissemination, distribution, or copying of this communication is strictly prohibited.

If you have received this communication in error, please notify Gen-Probe immediately by telephone and return the original message to us at the below-indicated address via regular U.S. mail. Thank you.

FROM: Charles B. Cappellari
Gen-Probe Incorporated
Patent Department
10210 Genetic Center Drive
San Diego, California 92121
Phone No. (858) 410-8927
Facsimile No. (858) 410-8928

TO: Examiner: Goldberg, J.
Group 1634

U.S. Patent & Trademark Office
Facsimile No. (571) 273-8300

Number of pages (including this cover page): 50

In re Patent Application of:)	Group Art Unit: 1634
CUNNINGHAM et al.)	Examiner: Goldberg, J.
Serial No. 09/954,586)	Confirmation No. 7245
Filed: September 11, 2001)	Atty. Docket No. GP116-03.UT
For: COMPOSITIONS, METHODS AND)	Date: September 6, 2005
KITS FOR DETERMINING THE)	
PRESENCE OF CRYPTOSPORIDIUM)	
PARVUM ORGANISMS IN A TEST SAMPLE)	

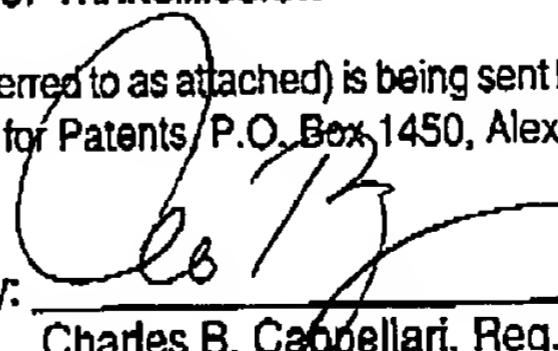
Transmitted herewith are the following documents:

- 1) Supplemental Information Disclosure Statement Under 37 C.F.R. § 1.97 (c)(1) & (e)(2) (3 pgs.);
- 2) PTO/SB/08a (1 pg. in duplicate 2 pgs. total); and
- 3) One Reference (44 pgs.)

CERTIFICATE OF TRANSMISSION

I hereby certify that this correspondence (and any referred to as attached) is being sent by facsimile to 571-273-8300 on the date indicated below to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date: September 6, 2005

By: 
Charles B. Cappellari, Reg. No. 40,937

RECEIVED
CENTRAL FAX CENTERIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

SEP 06 2005

In re Patent Application of:) Group Art Unit: 1634
CUNNINGHAM *et al.*)
Serial No. 09/954,586) Examiner: Goldberg, J.
Filed: September 11, 2001) Atty. Docket No. GP116-03.UT
For: COMPOSITIONS, METHODS AND KITS) Confirmation No. 7245
FOR DETERMINING THE PRESENCE)
OF CRYPTOSPORIDIUM PARVUM)
ORGANISMS IN A TEST SAMPLE)
VIA FACSIMILE

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. § 1.97(c)(1) & (e)(2)**

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants bring to the Examiner's attention the reference listed on the enclosed form PTO/SB/08 (two copies) for consideration in connection with the examination of the above-identified application. A copy of this reference is enclosed herewith.

This Information Disclosure Statement is being submitted under 37 C.F.R. § 1.97(c) more than three months from the filing date of the instant application and after the mailing date of a first Office action on the merits but before the mailing date of either a final action or notice of allowance.

In accordance with 37 C.F.R. § 1.98(e)(2), the undersigned hereby certifies that the reference listed on the enclosed form PTO/SB/08 was not cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the undersigned, known to

Page 1 of 3

SUPPLEMENTAL IDS

Serial No. 09/954,586
Atty. Docket No. GP116-03.UT

any individual designated in 37 C.F.R. § 1.56(c) more than three months ago. Accordingly, no fee is believed due in connection with this Information Disclosure Statement.

If Applicants are mistaken, and a final Office action or notice of allowance was mailed on or before the certified mailing date of this Information Disclosure Statement, then petition is hereby made under 37 C.F.R. § 1.97(d) for consideration of this Information Disclosure Statement. In this circumstance, the petition fee due under 37 C.F.R. § 17(i) should be charged to Deposit Account No. 07-0835.

Applicants respectfully request that the Examiner indicate consideration of the cited reference by returning a copy of the attached form PTO-1449 with the Examiner's initials or other appropriate marks.

(remainder of page intentionally left blank)

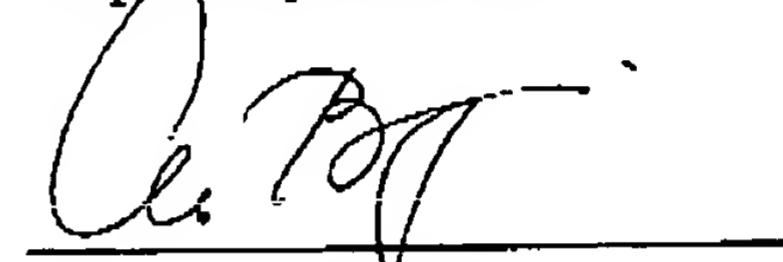
Page 2 of 3

SUPPLEMENTAL IDS

Serial No. 09/954,586
Atty. Docket No. GP116-03.UTCertificate of Transmission

I hereby certify that this correspondence (and any referred to as attached) is being sent by facsimile to 571-273-8300 on the date indicated below to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Respectfully Submitted,



Charles B. Cappellari
Registration No. 40,937
Attorney for Applicants

Date: September 6, 2005

By:

GEN-PROBE INCORPORATED
Patent Department
10210 Genetic Center Drive
San Diego, California 92121
PH: 858-410-8927
FAX: 858-410-8928

Page 3 of 3

PTO/SB/08a (08-03)

Approved for use through 07/31/2006. OMB 0851-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

INFORMATION DISCLOSURE STATEMENT BY APPLICANT				<i>Complete if Known</i>	
<i>(Use as many sheets as necessary)</i>				Application Number	09/954,586
				Filing Date	September 11, 2001
				First Named Inventor	CUNNINGHAM et al.
				Art Unit	1634
				Examiner Name	Goldberg, J.
Sheet	1	of	1	Attorney Docket Number	
GP116-03.UT					

U. S. PATENT DOCUMENTS

FOREIGN PATENT DOCUMENTS

Examiner Signature		Date Considered	
-----------------------	--	--------------------	--

'EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. **'** Applicant's unique citation designation number (optional). **²** See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. **³** Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). **⁴** For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. **⁵** Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. **⁶** Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

PTO/SB/08a (08-03)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

INFORMATION DISCLOSURE STATEMENT BY APPLICANT				<i>Complete if Known</i>	
				Application Number	09/954,586
				Filing Date	September 11, 2001
				First Named Inventor	CUNNINGHAM et al.
				Art Unit	1634
<i>(Use as many sheets as necessary)</i>				Examiner Name	Goldberg, J.
Sheet	1	of	1	Attorney Docket Number	GP116-03.UT

U. S. PATENT DOCUMENTS

FOREIGN PATENT DOCUMENTS

Examiner Signature		Date Considered	
-----------------------	--	--------------------	--

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.